

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
RALEIGH DIVISION**

In re:)	
)	Case No. 15-00081-5-SWH
Advanced Lighting Technologies, LLC,)	Chapter 11
)	
Debtor)	
)	

EMERGENCY MOTION FOR ORDER ALLOWING USE OF CASH COLLATERAL

NOW COMES Advanced Lighting Technologies, LLC (the “Debtor” or “ALT”), and moves for an Order allowing the use of cash collateral pursuant to 11 U.S.C. §363 and Rule 4001 of the Federal Rules of Bankruptcy Procedure and in support thereof would respectfully show the Court the following:

1. On January 6, 2015, ALT Services Group filed a voluntary petition for relief pursuant to Chapter 11, Title 11 of the United States Code (the "Bankruptcy Code") in the Eastern District of North Carolina.
2. This motion is filed simultaneously with the petition. The Debtor expects the Bankruptcy Court for the Eastern District of North Carolina to issue an order pursuant to 11 U.S.C. §§ 1107 and 1108 of the Bankruptcy Code, authorizing the Debtor to retain its assets and operate its business as debtor in possession.
3. This Court has jurisdiction to consider this motion pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding within the meaning of 28 U.S.C. § 157 (b)(2)(M).
4. The Debtor is in the business of providing electrical construction services, primarily to industrial and commercial customers. The Debtor’s primary assets are the profits generated from the goods and services provided to its customers.
5. The Debtor executed a promissory note for the benefit of BB&T on or about August 19, 2013 (the “Note”) and granted a security interest to BB&T in, among other things, all inventory, accounts and equipment.
6. Since the Debtor is an electrical construction company, certain debts owed to its suppliers may be subject to those supplier’s lien rights under N.C. Gen. Stat. 44A.

7. The Debtor estimates that the amount due to BB&T as of the Filing Date subject to the lien on cash collateral is \$448,291.88.
8. The Debtor is profitable in its operations and has positive cash flow overall from its operations. As of the Petition Date, the Debtor has approximately in outstanding receivables that it believes are good and collectible.
9. The purposes of the bankruptcy filing is to allow for the Debtor to restructure its debts and expenses, as to be more particularly described and addressed in the Debtor's plan of reorganization.
10. The funds payable to the Debtor with respect to the above-referenced accounts receivable may be alleged by BB&T to constitute "cash collateral" within the meaning of 11 U.S.C. §363.
11. The Debtor is in need of funds to fund its operations. The Debtor does not have any available source of funds to maintain ongoing operations while it reorganizes.
12. The Debtor pays its ordinary and necessary expenses, including payroll, on a weekly basis.
13. In order to continue the operation of its business, the Debtor requires the use of cash collateral on an emergency, interim basis pending a final hearing on such use of cash collateral.
14. The Debtor proposes to grant lien claimants a replacement lien in post-petition accounts receivable up to the value of the receivables existing at the time of filing. In addition, the Debtor proposes to make regular monthly cash payments to BB&T in the amount of \$2,500.00 per month, beginning on January 31, 2015.
15. The Debtor will present a projection of the Debtor's cash flow needs for the 30 day period at the hearing on this Motion or prior to the hearing on request of a party once the same has been completed.

WHEREFORE, the Debtor prays for an order of the Court (i) allowing the interim use of cash collateral pending final order; and (ii) setting a final hearing to consider the use of cash collateral.

This 7th day of January, 2015.

JORDAN PRICE WALL GRAY JONES & CARLTON, PLLC

By: /s/Philip W. Paine
Philip W. Paine
NC State Bar No. 31710
Attorneys for Debtor
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NOTICE OF MOTION AND NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a hearing is said cause will be held:

DATE: January 14, 2015
TIME: 11:00 a.m.
PLACE: United States Bankruptcy Court,
2 Princess St.
Wilmington, NC 28401

to consider and act on the following matters:

The Debtors filed a motion with the Court requesting an order, (i) allowing the interim use of cash collateral pending final order; and (ii) setting a final hearing to consider the use of cash collateral.

Notice is hereby given that the Motion may be allowed provided no response and request for a hearing is made by the parties in interest in writing to the Clerk

Dated: January 7, 2015

JORDAN PRICE WALL GRAY JONES & CARLTON, PLLC

By: /s/Philip W. Paine
Philip W. Paine
NC State Bar No. 31710
Attorneys for Debtor
Post Office Box 12347
Raleigh, NC 27605-2347
Telephone: (919) 821-7700
Facsimile: (919) 821-7703

CERTIFICATE OF SERVICE

The undersigned hereby certifies under penalty of perjury that she is over eighteen (18) years of age and **EMERGENCY MOTION FOR ORDER ALLOWING USE OF CASH COLLATERAL** and **NOTICE OF MOTION AND HEARING** was this day served upon the below named person(s), parties and/or counsel by mailing, postage prepaid, first class mail, a copy of such instrument to such persons, parties and/or counsel at the address shown or as indicated below:

Marjorie K. Lynch
Bankruptcy Administrator
Eastern District of North Carolina
434 Fayetteville Street
Suite 640
Raleigh, NC 27601

See attached matrix

Date: January 7, 2015

/s/Philip W. Paine
Philip W. Paine
Jordan Price Wall Gray Jones & Carlton, PLLC

EMPLOYMENT SECURITY
COMMISSION
PO BOX 26504
RALEIGH, NC 27611

US ATTORNEY
310 NEW BERN AVENUE,
SUITE 800
FEDERAL BUILDING
RALEIGH, NC 27601

BB AND T
PO BOX 1847
WILSON NC 27894

C.E.S. (CITY ELECTRIC
ACCOUNTS-RAL)
P. O. BOX 16707
GREENSBORO, NC 27416

CITY OF HENDERSON
P. O. BOX 1434
HENDERSON, NC 27536

ECK SUPPLY COMPANY
P. O. BOX 890250
CHARLOTTE, NC 28289

FASTENAL
P. O. BOX 978
WINONA, MN 55987

GREGORY POOLE
P. O. BOX 60457
CHARLOTTE, NC 28260

INTERNAL REVENUE SERVICE
CENTRALIZED INSOLVENCY
OPERATIONS
PO BOX 7346
PHILADELPHIA PA 19101

U. S. BANKRUPTCY COURT
ROOM 209, 300 FAYETTEVILLE
STREET
P.O. DRAWER 1441
RALEIGH, NC 27602

BB&T CREDIT CARDS
632 DABNEY DRIVE
HENDERSON, NC 27536

CED
P. O. BOX 1510
CARY, NC 27512-1510

CRYSTAL SPRINGS
P. O. BOX 660579
DALLAS, TX 75266-0579

ELECTRIC SUPPLY & EQUIPMENT
COMPANY
P. O. BOX 601118
CHARLOTTE, NC 28260

FRED'S TOWING & TRANSPORT, INC.
400 INDUSTRY DRIVE
HENDERSON, NC 27537

HILTI INC
PO BOX 382002
PITTSBURGH, PA 15250

NC DEPARTMENT OF REVENUE
OFFICE SERVICES DIV.,
BANKRUPTCY UNIT
PO BOX 1168
RALEIGH, NC 27602

AHERN RENTALS
P. O. BOX 271390
LAS VEGAS, NV 89127

BCBS OF NC
P. O. BOX 580017
CHARLOTTE, NC 28258

CAROLINA OFFICE SYSTEMS
12345 REESE BLVD. WEST
SUITE #130
HUNTERSVILLE, NC 28078

DENTAL BLUE SELECT
ATTN: BILLING DEPARTMENT
P. O. BOX 2400
WINSTON SALEM, NC 27102

EXPRESS EMPLOYMENT
PROFESSIONALS
P. O. BOX 535434
ATLANTA, GA 30353

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121 DICKENS ROAD
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P. O. BOX 740773
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6404 FALLS OF NEUSE ROAD
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ROBERT CAMPBELL
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ASHEVILLE, NC 28806

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P. O. BOX 2587
FAYETTEVILLE, NC 28302

VANCE COUNTY TAX
OFFICE
122 YOUNG STREET
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HENDERSON, NC 27536

WELLS FARGO
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CAROL STREAM, IL 60197

WILLIAM L. STARK AND
COMPANY
P. O. BOX 911
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